

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 207 of 2022

Hony. Sub. Maj. Lal Bachan
 By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
 By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Counter Affidavit filed by the respondents is taken on record. Heard Shri V.K. Pandey and Shri Girish Tiwari, Ld. Counsel for the applicant and Ms. Preeti Mala, Ld. Counsel for the respondents. Original Application is allowed. For order, see our Judgment passed on separate sheets. Misc. Application, if any, pending for disposal, shall be treated to have been disposed of.</p> <p style="text-align: center;"> (Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW

E-Court
O.A. No. 945 of 2022 with M.A. No. 1158 of 2022

Ex Sep Ravi Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Shri Rajiv Narayan Pandey, Advocate has appeared on behalf of the respondents and filed Memo of Appearance which is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Rajiv Narayan Pandey, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed for reinstatement in service after setting aside order of discharge dated 04.02.2015.</p> <p>There being a delay of 01 year, 08 months and 12 days in filing of Original Application a delay condonation application has been filed.</p> <p>Ld. Counsel for the applicant submits that after being discharged from service applicant suffered with many illness for which he was taking treatment, therefore, application could not be filed on time.</p> <p>Ld. Counsel for the respondents has opposed the prayer on the ground that delay has not been properly and satisfactorily explained.</p> <p>Cause shown is sufficient. Accordingly, delay is condoned. Delay condonation application stands disposed off.</p> <p><u>O.A. No. 945 of 2022</u></p> <p>Case needs adjudication.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List the matter before Registrar on 05.01.2023 for exchange of pleadings.</p> <p>List the matter before Tribunal on 07.03.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 946 of 2022 with M.A. No. 1160 of 2022

Ex. Sep Ram Autar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Shri Sunil Sharma, Advocate has appeared on behalf of the respondents and filed Memo of Appearance which is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Jitendra Bahadur Singh, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed for condoning the delay of 36 years, 04 months and 14 days in filing of Original Application.</p> <p>It is submitted by the Ld. Counsel for the applicant that applicant was enrolled in the Indian Army on 10.12.1962 and discharged from service on 01.08.1978. After being discharged from service he was in receipt of service pension which was later on stopped with effect from 19.07.1984 due to non-submission of life certificate. It is further submitted that applicant wrote several letters to the respondents for restoration of pension, but the same has not been restored.</p> <p>Ld. Counsel for the respondents submits that there is a delay of more than 36 years which has not been explained on day-to-day basis, therefore, application for condonation of delay should be dismissed.</p> <p>Upon hearing submissions of Ld. Counsel of both sides and considering that matter pertains to revival of pension which cannot be denied</p>

on the ground of delay.

Accordingly, delay in filing of Original Application is condoned. Delay condonation application stands disposed off.

O.A. No. 946 of 2022

Case needs adjudication.

Admit.

Issue notice.

Shri Sunil Sharma, Advocate has accepted notice on behalf of the respondents, hence service of notice is waived.

Respondents may file Counter Affidavit within four weeks. Thereafter, applicant will have two weeks time to file Rejoinder Affidavit.

List the matter before Registrar on **05.01.2023** for exchange of pleadings.

List the matter before Tribunal on **07.03.2023**.

(Vice Admiral Abhay Raghunath Karve)
Member (A)

(Justice Umesh Chandra Srivastava)
Member (J)

AKD/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 947 of 2022

Ex. Sub Vinod Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Memo of Appearance filed by Shri Sunil Sharma, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p style="text-align: center;">Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents.</p> <p style="text-align: center;">This Original Application has been filed for the grant of disability pension to the applicant.</p> <p style="text-align: center;">Case needs adjudication.</p> <p style="text-align: center;">Admit.</p> <p style="text-align: center;">Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p style="text-align: center;">List the matter before Registrar on 05.01.2023 for exchange of pleadings.</p> <p style="text-align: center;">List the matter before Tribunal on 07.03.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
O.A. No. 948 of 2022 with M.A. No. 1161 of E-Court 2022

Ex. JWO Ragubir Prasad
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Memo of Appearance filed by Dr. S.N. Pandey, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri K.P. Datta, Ld. Counsel for the applicant and Dr. S.N. Pandey, Ld. Counsel for the respondents.</p> <p>There is a delay of 03 months and 12 days in filing of Original Application. Being a pensionary matter, delay is condoned. Delay condonation application stands disposed off.</p> <p><u>O.A. No. 948 of 2022</u></p> <p>Case needs adjudication. Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List the matter before Registrar on 05.01.2023 for exchange of pleadings. List the matter before Tribunal on 07.03.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 949 of 2022 with M.A. No. 1162 of 2022

Ex. Sub. Maj. Ajay Kumar Sharma
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Memo of Appearance filed by Shri Alok Kumar Mishra, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Dwijendra Nath Pandey, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents.</p> <p>There is a delay of 03 months and 12 days in filing of Original Application.</p> <p>Being a pensionary matter, delay is condoned. Delay condonation application stands disposed off.</p> <p><u>O.A. No. 949 of 2022</u></p> <p>Case needs adjudication.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List the matter before Registrar on 05.01.2023 for exchange of pleadings.</p> <p>List the matter before Tribunal on 07.03.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 950 of 2022

Ex. Dfr Ved Prakash
 By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
 By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
<p>17.11.2022 <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Memo of Appearance filed by Shri Devesh Kumar, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri K.P. Datta, Ld. Counsel for the applicant and Shri Devesh Kumar, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed for the grant of disability pension to the applicant.</p> <p>Case needs adjudication.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List the matter before Registrar on 05.01.2023 for exchange of pleadings.</p> <p>List the matter before Tribunal on 07.03.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>AKD/-</p>	

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 951 of 2022 with M.A. No. 1163 of 2022

Ex. Nb Sub Satyendra Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Memo of Appearance filed by Shri J.N. Mishra, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Dwijendra Nath Pandey, Ld. Counsel for the applicant and Shri J.N. Mishra, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed for the grant of disability pension to the applicant.</p> <p>There is a delay of 03 months and 12 days in filing of Original Application.</p> <p>Being a pensionary matter, delay is condoned. Delay condonation application stands disposed off.</p> <p><u>O.A. No. 951 of 2022</u></p> <p>Case needs adjudication.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List the matter before Registrar on 05.01.2023 for exchange of pleadings.</p> <p>List the matter before Tribunal on 07.03.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 952 of 2022 with M.A. No. 1164 of 2022

Ex. NK Hukam Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Shri R.K.S. Chauhan, Advocate has appeared on behalf of the respondent Nos. 1 to 3 and filed Memo of Appearance which is taken on record. His name be shown as Counsel for the respondent Nos. 1 to 3 when the case is listed next.</p> <p>Heard Shri R. Chandra, Ld. Counsel for the applicant and Shri R.K.S. Chauhan, Ld. Counsel for the respondent Nos. 1 to 3.</p> <p>This Original Application has been filed for the grant of disability pension to the applicant.</p> <p>Ld. Counsel for the applicant submits that applicant was enrolled in the Indian Army on 26.02.1996 and discharged from service on 30.11.2003 due to being in low medical category for which he is in receipt of disability element of pension. He further submits that AGIF which was payable to the applicant at the time of discharge has not been paid yet, hence, this Original Application.</p> <p>There being a delay of 16 years, 04 months and 24 days in filing of Original Application a delay condonation application has been filed.</p> <p>It is submitted by the Ld. Counsel for the applicant that limitation is not applicable in pensionary matters. It is further submitted that delay in filing of Original Application is not deliberate.</p> <p>Ld. Counsel for the respondent Nos. 1 to 3 has vehemently opposed</p>

the prayer.

Cause shown is sufficient. Accordingly, delay is condoned. Delay condonation application stands disposed off.

O.A. No. 952 of 2022

Case needs adjudication.

Admit.

Issue notice to respondent Nos. 1 to 3.

Shri R.K.S. Chauhan, Advocate has accepted notice of behalf of respondent Nos. 1 to 3, hence, service of notice on these respondents is waived.

Issue notice to respondent No. 4 returnable within four weeks.

Steps for notice be taken within a week.

List the matter before Registrar on **05.01.2023** for exchange of pleadings.

List the matter before Tribunal on **07.03.2023**.

(Vice Admiral Abhay Raghunath Karve)
Member (A)

(Justice Umesh Chandra Srivastava)
Member (J)

AKD/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 953 of 2022 with M.A. No. 1165 of 2022

Ex. Nk Vanama Srinivas Rao
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Dr. Shailendra Sharma Atal, Advocate has appeared on behalf of the respondents and filed Memo of Appearance which is taken on record.</p> <p>Heard Ms. Chhavi, Advocate holding brief of Wg. Cdr. Ajit Kakkar (Retd), Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed for the grant of disability pension to the applicant.</p> <p>During the course of hearing, Ld. Counsel for the applicant submitted that Original Application may be dismissed as withdrawn as applicant wishes to file a fresh Original Application with better particulars.</p> <p>In view of the above, Original Application is dismissed as withdrawn with liberty to file afresh.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 954 of 2022 with M.A. No. 1166 of 2022

Ex. Hony NK Lal Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Shri G.S. Sikarwar, Advocate has appeared on behalf of the respondents and filed Memo of Appearance which is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Vinay Pandey, Shri Devendra Kumar and Shri Ved Prakash, Ld. Counsel for the applicant and Shri G.S. Sikarwar, Ld. Counsel for the respondents.</p> <p><u>M.A. No. 1166 of 2022</u></p> <p>This Original Application has been filed for condoning the delay of 01 month and 08 days in filing of Original Application.</p> <p>Ld. Counsel for the applicant submits that delay in filing the Original Application is not deliberate. Further, limitation is not applicable in pensionary matters.</p> <p>Ld. Counsel for the respondents has opposed the prayer.</p> <p>Cause shown is sufficient. Accordingly, delay is condoned. Delay condonation stands disposed off.</p> <p><u>O.A. No. 954 of 2022</u></p> <p>Ld. Counsel for the applicant submits that applicant was enrolled in the Indian Army on 10.08.1965 and was discharged from service on 01.09.1980 on completing term of engagement. After being discharged from service he was receiving service pension which continued till the year 2014</p>

and thereafter the same has been stopped due to non-submission of life certificate. It is further submitted that applicant suffered mental illness, he could not submit life certificate in time, with the result his pension was stopped. After being recovered from illness applicant made several representations to the respondents requesting them to revive his pension and to pay its arrears also, but the same has not been conceded yet.

On perusal of record shows that applicant was receiving pension from Treasury Officer, Sub-Treasury, Khatima, Udham Singh Nagar, who is not a party in the Original Application.

Applicant is directed to implead Treasury Officer, Sub-Treasury, Khatima, Udham Singh Nagar for which necessary steps may be taken within two weeks.

List on **16.12.2022**.

(Vice Admiral Abhay Raghunath Karve)
Member (A)

(Justice Umesh Chandra Srivastava)
Member (J)

AKD/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court
O.A. No. 955 of 2022

Lt. Col. Sanjeev Kumar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Ms. Appoli Srivastava, Advocate has appeared on behalf of the respondents and filed Memo of Appearance which is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed seeking setting aside the order dated 28.07.2022 issued by the Government of India, Ministry of Defence, New Delhi by which statutory complaint against non-empanelment of the applicant for promotion to the rank of Colonel has been rejected.</p> <p>It is submitted by the Ld. Counsel for the applicant that statutory complaint has been rejected on the wrong premise.</p> <p>Case needs adjudication.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.</p> <p>List the matter before Registrar on 05.01.2023 for exchange of pleadings.</p> <p>List the matter before Tribunal on 30.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 956 of 2022 with 1168 of 2022

Ex. Sgt Satya Dev Verma Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Shri Yogesh Kesarwani, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Shantanu Sharma, Advocate holding brief of Wg. Cdr. Ajit Kakkar (Retd), Ld. Counsel for the applicant and Shri Yogesh Kesarwani, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed for the grant of disability pension to the applicant.</p> <p><u>M.A. No. 1168 of 2022</u></p> <p>This application has been filed for condoning the delay of 12 years, 04 months and 04 days in filing of Original Application.</p> <p>It is submitted by the Ld. Counsel for the applicant that applicant has filed this Original Application for the grant of disability element of disability pension.</p> <p>It is further submitted that limitation is not applicable in pensionary matters and even if any delay in filing of Original Application, the same is not deliberate.</p> <p>Ld. Counsel for the respondents has vehemently opposed the prayer on the premise that delay has not been properly and satisfactorily explained.</p> <p>Cause shown is sufficient. Accordingly, delay is condoned. Delay</p>

condonation application stands disposed off.

O.A. No. 956 of 2022

Case needs adjudication.

Admit.

Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two weeks thereafter.

List the matter before Registrar on **05.01.2023** for exchange of pleadings.

List the matter before Tribunal on **07.03.2023**.

(Vice Admiral Abhay Raghunath Karve)
Member (A)

(Justice Umesh Chandra Srivastava)
Member (J)

AKD/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

O.A. No. 962 of 2022 with M.A. No. 1170 of 2022

Brij Mohan Singh S/o Late L/NK Sat Narain Singh
(Through Shri Bishram Singh Legal Guardian)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Dr. Shailendra Sharma Atal, Advocate has appeared on behalf of the respondents and filed Memo of Appearance which is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p>This Original Application has been filed for the grant of family pension to the applicant after condoning a delay of 09 years, 07 months and 25 days in filing of Original Application.</p> <p>It is submitted by the Ld. Counsel for the applicant that limitation is not applicable in pensionary matters. Further delay is not intentional.</p> <p>Ld. Counsel for the respondents has vehemently opposed the prayer on the premise that delay has not been properly and satisfactorily explained.</p> <p>Cause shown is sufficient. Accordingly, delay is condoned. Delay condonation application stands disposed off.</p> <p><u>O.A. No. 962 of 2022</u></p> <p>Case needs adjudication.</p> <p>Admit.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to file Counter Affidavit. Rejoinder Affidavit, if any, may be filed within two</p>

weeks thereafter.

List the matter before Registrar on **05.01.2023** for exchange of pleadings.

List the matter before Tribunal on **07.03.2023**.

(Vice Admiral Abhay Raghunath Karve)
Member (A)

(Justice Umesh Chandra Srivastava)
Member (J)

AKD/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 280 of 2022 Inre : O.A. No. 331 of 2021

Ex. Cpl. Dharm Raj
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Ms. Preeti Mala, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record. Her name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Raj Deepak Chaudhary, Advocate holding brief of Shri Himanshu Singh, Ld. Counsel for the applicant and Ms. Preeti Mala, Ld. Counsel for the respondents.</p> <p>This application has been filed for implementation of order dated 06.05.2022 of this Tribunal in Original Application No. 331 of 2021. By means of this order respondents have been directed to grant prorata pension to the applicant from the next date of discharge within a period of four months from the date of order.</p> <p>It is submitted by the Ld. Counsel for the applicant that order has not yet been complied with.</p> <p>Ld. Counsel for the respondents submits that aggrieved with the order respondents have filed a Review Application which has been dismissed without providing opportunity of hearing to the respondents. Respondents are now wishing to file a recall application. The recall application will be filed in registry today during the course of the day.</p> <p style="text-align: center;">List on 02.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 282 of 2022 Inre : O.A. No. 271 of 2020

Ex. Sep. Jangle Nana Vitthal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Mohd. Zafar Khan, Advocate appears on behalf of the respondent No. 5 and files Vakalatnama which is taken on record. His name be shown as Counsel for the respondent No. 5 when the case is listed next.</p> <p>Heard Shailendra Kumar Singh and Shri Mahendra Kumar Singh, Ld. Counsel for the applicant, Shri Yogesh Kesarwani, Ld. Counsel for the respondent Nos. 1 to 4 assisted by Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pension) Prayagraj and Mohd. Zafar Khan, Ld. Counsel for the respondent No. 5.</p> <p>Shri Rajeev Tiwari, Accounts Officer, PCDA (Pension), Prayagraj submits that in compliance of the order PPO has been generated on 29.07.2022 and arrears amounting to Rs.34,22,962/- has also credited in applicant's account in September, 2022.</p> <p>Let affidavit of compliance on behalf of respondent No. 5 along with calculation sheet be filed within three weeks.</p> <p>List on 10.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

**Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court**

Ex. A. No. 349 of 2022 Inre : O.A. No. 48 of 2022

Ex. Nk. Shachche Lal Yadav Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Shri Alok Kumar Mishra, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>Heard Shri Ashok Singh, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents.</p> <p>This application has been filed for implementation of order dated 17.11.2022 of this Tribunal in Original Application No. 48 of 2022.</p> <p>It is submitted by the Ld. Counsel for the applicant that order has not yet been complied with.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to seek instruction regarding compliance.</p> <p>List on 20.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 350 of 2022 Inre : O.A. No. 77 of 2022

Ex. Nk. Chandra Mohan Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Memo of Appearance filed by Shri Bipin Kumar Singh, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>On the case being taken up for hearing Shri Sudhir Kumar Singh, Ld. Counsel for the applicant and Shri Bipin Kumar Singh, Ld. Counsel for the respondents are present.</p> <p>This application has been filed for implementation of order dated 20.05.2022 of this Tribunal in Original Application No. 77 of 2022.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to seek instruction regarding compliance.</p> <p>List on 20.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 351 of 2022 Inre : O.A. No. 862 of 2021

Ex. L/Nk. Ram Deo Pal Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Memo of Appearance filed by Shri Asheesh Agnihotri, Advocate on behalf of the respondents is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p>On the case being taken up for hearing Shri V.P. Pandey, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p>This application has been filed for implementation of order dated 13.05.2022 of this Tribunal in Original Application No. 862 of 2021.</p> <p>Ld. Counsel for the respondents seeks and is allowed four weeks time to seek instruction regarding compliance.</p> <p>List on 24.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

M.A. No. 1167 of 2022 Inre : O.A. No. 347 of 2022

Ex. ACP Nk. Dharmendra Kumar Upadhyay & Others
By Legal Practitioner for the Applicants

Applicants

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p><u>M.A. No. 1167 of 2022</u></p> <p>Memo of Appearance filed by Ms. Amrita Chakraborty, Advocate on behalf of the respondents is taken on record.</p> <p>Heard Shri Om Prakash, Ld. Counsel for the applicants and Ms. Amrita Chakraborty, Ld. Counsel for the respondents.</p> <p>For the reasons stated in affidavit in filed in support of correction application, correction application is allowed.</p> <p>In the order dated 20.09.2022 of this Tribunal in Original Application No. 347 of 2022 the Army Number of the applicant No. 4 be corrected as "15618190K" in place of '15618198K'.</p> <p>Further, in the Original Application the Army Number of the applicant No. 4 be also corrected.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

T.A. No. 34 of 2022

Sep. Sunil Kumar S/o Shri Mahesh Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri R. Chandra, Advcoate has appeared on behalf of the applicant and filed Vakalatnama which is taken on record.</p> <p>Shri Ashish Kumar Singh, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record.</p> <p>Heard Shri R. Chandra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents</p> <p>Ld. Counsel for the applicant submits that Transferred Application may be dismissed as not pressed as applicant does not intend to press it.</p> <p>Ld. Counsel for the respondents has no objection.</p> <p>Accordingly, Transferred Application is dismissed being not pressed.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

T.A. No. 35 of 2022

Kumari Suman D/o Ram Lal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: justify;">Shri Arun Kumar Sahu, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p style="text-align: justify;">This Transferred Application has been received by transfer from the Lucknow Bench of Allahabad High Court.</p> <p style="text-align: justify;">After application being received, a notice was sent to the applicant on her address regarding transfer of the case which has been received unserved with remarks "incomplete address".</p> <p style="text-align: justify;">Registry is directed to issue notice to Shri Ajay Pratap Singh, Advocate, 554/191 B, Chhota Barha, Alambagh, Lucknow returnable within four weeks.</p> <p style="text-align: center;">List on 25.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

T.A. No. 36 of 2022

Abhishek Kumar Mishra S/o Shri Krishna Kumar Mishra Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>This Transferred Application has been received by transfer from Allahabad High Court.</p> <p>Dr. Shailendra Sharma Atal, Advocate appears on behalf of the respondents and submits that he will file his Memo of Appearance in the case in registry. He further submits that this Transferred Application is not maintainable in the Tribunal as applicant was not a person subject to the Army Act, 1950.</p> <p>Shri Rahul Dev Tripathi, Advocate submits that he is appearing in this case as brief holder of Shri Virat Anand Singh, Advocate who will file Vakalatnama on behalf of the applicant in registry in due course of time.</p> <p>Vakalatnama on behalf of the may be filed within a week.</p> <p>List on 31.01.2023 for hearing on maintainability of the Transferred Application.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

T.A. No. 38 of 2022

Zaheer Khan Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">This Transferred Application has been received by transfer from Lucknow Bench of Allahabad High Court.</p> <p style="text-align: center;">Shri Amit Jaiswal, Advocate appears on behalf of the respondents and files Memo of Appearance which is taken on record. His name be shown as Counsel for the respondents when the case is listed next.</p> <p style="text-align: center;">No one is present on behalf of the applicant.</p> <p style="text-align: center;">A perusal of record shows that after Transferred Application being received notice was issued to the applicant for putting his appearance before this Tribunal on this date. No report is available on record regarding service of notice.</p> <p style="text-align: center;">Registry is directed to submit report regarding service of notice within two weeks.</p> <p style="text-align: center;">List on 31.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Diary No. 2226 of 2022 Inre : O.A. (A) No. 236 of 2020

Ex. Sigm. Demudu Babu Cheepurupalli Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing no one is present on behalf of the applicant nor is there any mention to pass over the case.</p> <p style="text-align: center;">Defects have not been removed.</p> <p style="text-align: center;">Shri Amit Jaiswal, Ld. Counsel for the respondents is present.</p> <p style="text-align: center;">Application is dismissed for non-prosecution.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 201 of 2016 Inre : T.A. No. 111 of 2012

Vineeta Kohli
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri Ram Kumar Verma, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents.</p> <p style="text-align: center;">It is submitted by the Ld. Counsel for the respondents that Government Sanction for the grant of interest on the amount of Rs.15,480/- with effect from 01.10.1987 to 05.01.1999 and cost of Rs.50,000/- has been accorded vide letter dated 16.11.2022 and PCDA has been requested to work out the amount involved during the period of award for the sanction of charged expenditure.</p> <p style="text-align: center;">A copy of letter dated 16.11.2022 referred to above has also been produced before us for perusal.</p> <p style="text-align: center;">In view of the above, four weeks further time is granted to file affidavit of compliance.</p> <p style="text-align: center;">List on 19.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 78 of 2021 Inre : O.A. No. 742 of 2020

Ex. Sep. Jitendra Kumar Saroj
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Heard Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Vishwesh Kumar, Ld. Counsel for the respondents assisted by Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pension), Prayagraj.</p> <p>Nothing has been credited in applicant's account till date despite the PPO being issued much before.</p> <p>Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pension), Prayagraj is directed to seek instruction regarding delay in payment.</p> <p>It is submitted by the Ld. Counsel for the respondents that instruction has been passed to Military Hospital, Prayagraj to assess the degree of the disability of the applicant.</p> <p>Let affidavit of compliance regarding payment of arrears as well as Re-Survey Medical Board be filed within four weeks.</p> <p>List on 20.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 78 of 2022 Inre : O.A. No. 497 of 2018

Nk. (TS) Mistar Singh (Retd.) Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Shailendra Kumar Singh, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondents are present.</p> <p>Shri Vivek Dagra, Junior Finance Officer, Office of Financial Advisor, Integrated Headquarters of Ministry of Defence, New Delhi is present through Video Conferencing and he submits that approval has been granted on 16.11.2022 for the Government Sanction.</p> <p>In view of the above, four weeks further time is granted to file affidavit of compliance annexing therewith the copy of PPO.</p> <p>List on 23.01.2023.</p> <p style="text-align:center">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 144 of 2022 with M.A. No. 1103 of 2022 Inre : O.A. No. 593 of 2018

Ex. Nk. Sanjay Joshi Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal		
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri K.K. Singh Bisht, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents assisted by Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pension), Prayagraj.</p> <p><u>M.A. No. 1103 of 2022</u></p> <p style="text-align: center;">This application has been filed for impleadment of Branch Manager, State Bank of India, Cement Road, Tanakpur, District – Champawat and the Chief Manager, CPPC, State Bank of India, 3rd Floor, Chandani Chowk, New Delhi as respondents in the Execution Application which is allowed.</p> <p style="text-align: center;">Let amendments be incorporated and notice be issued to newly made respondents returnable within four weeks.</p> <p style="text-align: center;">Steps for notice be taken within a week.</p> <p><u>Ex. A. No. 144 of 2022</u></p> <p style="text-align: center;">List on 31.01.2023.</p> <table style="width: 100%; border: none;"><tr><td style="width: 50%; text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</td><td style="width: 50%; text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</td></tr></table> <p>AKD/-</p>	(Vice Admiral Abhay Raghunath Karve) Member (A)	(Justice Umesh Chandra Srivastava) Member (J)
(Vice Admiral Abhay Raghunath Karve) Member (A)	(Justice Umesh Chandra Srivastava) Member (J)		

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 260 of 2022 Inre : O.A. No. 698 of 2021

Ex. Sub. Brajesh Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri R. Chandra, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">An affidavit has been filed by the respondents which is taken on record.</p> <p style="text-align: center;">A copy of PPO has been filed along with affidavit of compliance which shows that benefit of Policy has been extended to the applicant in respect of pension. However, nothing is mentioned in the PPO regarding the benefit in respect of pay and allowance.</p> <p style="text-align: center;">Respondents are directed to file a better affidavit stating therein regarding extension of benefit of Policy in respect pay and allowances within four weeks from today.</p> <p style="text-align: center;">List on 12.01.2022.</p> <p style="text-align: center;">Let copy of this order be provided to the Ld. Counsel for the respondents/AFT Legal Cell for compliance.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>AKD/-</p>

**Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court**

Ex. A. No. 263 of 2022 Inre : O.A. No. 444 of 2021

Ex. MWO Jitendra Singh Chauhan
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri R. Chandra, Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents assisted by Shri Rajeev Tiwari, Accounts Officer, Principal Controller of Defence Accounts (Pension), Prayagraj.</p> <p style="text-align: center;">An affidavit of compliance has been filed by the respondents along with which a copy of PPO has been annexed.</p> <p style="text-align: center;">On perusal of PPO it appears that order has been complied with.</p> <p style="text-align: center;">Accordingly, Execution Application is dismissed being infructuous.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p>
	AKD/-

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 278 of 2022 Inre : O.A. No. 646 of 2021

Ex. Rect. Sudhakar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Chief of Army Staff & Others
Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Rohit Kumar, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present.</p> <p>Supplement Affidavit filed by the respondents is taken on record.</p> <p>On the request of Ld. Counsel for the respondents four weeks further time is granted to file affidavit of compliance.</p> <p>List on 25.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A) (Justice Umesh Chandra Srivastava) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Ex. A. No. 279 of 2022 Inre : O.A. No. 282 of 2019

Ex. Nb. Sub. Dharmendra Kumar Upadhyay Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Veer Raghav Chaubey and Shri Ashok Shukla, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present.</p> <p>On the request of Ld. Counsel for the respondents four weeks further time is granted to file affidavit of compliance.</p> <p>List on 31.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
E-Court

Diary No. 2858 of 2022 Inre : O.A. No. 541 of 2018 & R.A. No. 7 of 2022

Union of India & Others

By Legal Practitioner for the Applicants

Applicants

Versus

Ex. Gnr. Satya Prakash

By Legal Practitioner for Respondent

Respondent

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri D.K. Pandey, Ld. Counsel for the applicants – Union of India & Others.</p> <p style="text-align: center;">This application has been filed seeking leave to appeal against Judgment and Order dated 10.02.2021 of this Tribunal in Original Application No. 541 of 2018.</p> <p style="text-align: center;">Ld. Counsel for the applicants – Union of India & Others submits that after leave to appeal being filed respondents have implemented the order in question, therefore, leave to appeal has rendered infructuous and be dismissed as such.</p> <p style="text-align: center;">Accordingly, leave to appeal is dismissed being infructuous.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>AKD/-</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 484 of 2018 with M.A. No. 84 of 2022
And M.A. No. 113 of 2019

Nb Sub Jagbhan Singh Tomar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon’ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon’ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Heard Mohd Zafar Khan, Ld. Counsel for the applicant and Shri GS Sikarwar, Ld. Counsel for the respondents.</p> <p>Learned counsel for the applicant submits that respondent No 5 to 8 were instrumental in discharge of the applicant from service against whom he has made allegation in Para 4.9 of the application but applicant does not want to press the application against them, therefore, permission be granted to him to delete their names from the array of parties, which is allowed.</p> <p>Let names of respondent No 5 to 8 be deleted from the array of parties.</p> <p>List on 31.01.2023 for physical hearing.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 298 of 2019 alongwith M.A. No. 2041 of 2016
Inre O.A. (A) (Nil) of 2016 (decided)

Ex Nk Ram Kar Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Vakalatnama filed by Shri Raj Kumar Mishra, Advocate on behalf of the applicant is taken on record. His name shall be shown in the cause list.</p> <p>On the case being taken up for hearing Shri Raj Kumar Mishra, Ld. Counsel for the applicant and Shri GS Sikarwar, Ld. Counsel for the respondents are present.</p> <p>List on 31.01.2023 for physical hearing.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 521 of 2021

Ex AC (U/T) Aditya Kashyap
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri Vinay Pandey and Shri JBS Rathour, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">It is submitted by learned counsel for the applicant that rejoinder affidavit is ready and it shall be filed in the Registry within a week.</p> <p style="text-align: center;">List on 03.02.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 665 of 2021

Ex NC (E) Uma Shankar Yadav
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Rajesh Shukla, Ld. Counsel for the respondents are present.</p> <p>Counter affidavit filed on behalf of the respondents is taken on record.</p> <p>Learned counsel for the applicant prays for and is granted two weeks time to file rejoinder affidavit.</p> <p>List on 03.02.2023 for final hearing.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 781 of 2021

Ex Rifleman Sunder Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri K.K.S. Bisht, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present.</p> <p>On request of learned counsel for the applicant a week's time is granted to file rejoinder affidavit as a last chance.</p> <p>List on 06.02.2023 for final hearing.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 116 of 2022

Ex MCEAP-1 Umesh Katiyar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">On the case being taken up for hearing Shri V.P. Pandey and Shri R.K. Singh, Ld. Counsel for the applicant and Shri Arun Kumar Sahu, Ld. Counsel for the respondents are present.</p> <p style="text-align: center;">On request of learned counsel for the respondents two weeks further time is allowed to file counter affidavit as a last chance.</p> <p style="text-align: center;">List on 09.12.2022.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 206 of 2022

Ex Sub Maj Laxman Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri V.K.Pandey and Shri Girish Tiwari, Ld. Counsel for the applicant and Ms. Deepti Prasad Bajpai, Ld. Counsel for the respondents are present.</p> <p>No counter affidavit has been filed. It must be filed within a week failing which opportunity shall be closed without any reference.</p> <p>List on 09.12.2022.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 250 of 2022

Lt Col Arjun Singh (Retd)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Anurag Mishra, Ld. Counsel for the respondents are present.</p> <p>On request of learned counsel for the respondents, 10 days further time is allowed to file counter affidavit as a last chance.</p> <p>List on 09.12.2022.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 315 of 2022

Smt Seema Pandey
W/o Late Hav Hemant Kumar Pandey
By Legal Practitioner for the Applicant Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Manoj Kumar Awasthi, Ld. Counsel for the applicant and Shri Alok Kumar Mishra, Ld. Counsel for the respondents are present.</p> <p>Counter affidavit on behalf of respondent No 1 to 5 has been filed.</p> <p>Mohd Zafar Khan, Advocate appearing on behalf of respondent No 7 to 8 submits that he shall file Vakalatnama during course of the day. He further submits to grant time to file counter affidavit which is allowed.</p> <p>Counter affidavit shall be filed within four weeks.</p> <p>Issue notice to respondent No 9 returnable within four weeks.</p> <p>Steps of notice may be taken within a week.</p> <p>List on 03.02.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 319 of 2022

Cdr Santosh Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri D.S. Tiwari, Ld. Counsel for the applicant and Ms. Anju Singh, Ld. Counsel for the respondents are present.</p> <p>On request of learned counsel for the respondents a weeks further time is granted to file counter affidavit as a last chance.</p> <p>List on 12.12.2022.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p style="text-align: center;">(Justice Umesh Chandra Srivastava) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 360 of 2022

Smt Kamla Devi W/o Late Reservist Ram Nath Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Pankaj Kumar Shukla, Ld. Counsel for the applicant and Dr. Gyan Singh, Ld. Counsel for the respondents are present.</p> <p>On request of learned counsel for the applicant, list on 03.01.2023 for final hearing.</p> <p>(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 499 of 2022

Ex. Sep Awadesh Kumar Singh Yadav Applicant
By Legal Practitioner for the Applicant

Union of India & Others Respondents
By Legal Practitioner for Respondents
Versus

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Ravi Kumar Yadav, Ld. Counsel for the applicant and Shri R.C. Shukla, Ld. Counsel for the respondents are present.</p> <p>Counter affidavit filed by the respondents is taken on record.</p> <p>Learned counsel for the applicant prays for and is granted a weeks time to file rejoinder affidavit.</p> <p>List on 09.12.2022.</p> <p style="text-align:center">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 506 of 2022

Ex Sgt Suraj Prakash Sharma
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Col. Ravindra Nath Tiwari (Retd), Ld. Counsel for the applicant and Shri Arvind Kumar Pandey, Ld. Counsel for the respondents are present.</p> <p>As prayed by learned counsel for the respondents, three weeks further time is allowed to file counter affidavit.</p> <p>List on 09.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

**Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)**

O.A. No. 508 of 2022

Ex L/NK Ram Prakash Yadav By Legal Practitioner for the Applicant	Applicant
Versus	
Union of India & Others By Legal Practitioner for Respondents	Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: justify;">On the case being taken up for hearing Shri Yashpal Singh, Ld. Counsel for the applicant and Shri Asheesh Agnihotri, Ld. Counsel for the respondents are present.</p> <p style="text-align: justify;">Medical documents have been filed alongwith Counter affidavit by the respondents which are taken on record.</p> <p style="text-align: justify;">Learned counsel for the applicant states that he has not received copy of counter affidavit.</p> <p style="text-align: justify;">Let a copy of counter affidavit be given to learned counsel for the applicant within two days.</p> <p style="text-align: justify;">Thereafter, applicant shall have a week's time to file rejoinder affidavit, if any.</p> <p style="text-align: justify;">Similar issue regarding grant of service pension is pending before the Larger Bench.</p> <p style="text-align: center;">List on 09.02.2023.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%; text-align: center;"> <p>(Vice Admiral Abhay Raghunath Karve) Member (A)</p> </div> <div style="width: 45%; text-align: center;"> <p>(Justice Umesh Chandra Srivastava) Member (J)</p> </div> </div>

rathore

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)
O.A. No. 596 of 2022

Ex Nb Sub/Instr Govind Kumar
 By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
 By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri R. Chandra, Ld. Counsel for the applicant and Shri Ashish Kumar Singh, Ld. Counsel for the respondents.</p> <p style="text-align: center;">Learned counsel for the applicant submitted that applicant was enrolled in the Army on 22.03.2003 as Havildar Instructor and as per recommendations of 6th Central Pay Commission, he was granted next increment on 01.07.2007 instead of 01.07.2006, thereby resulting in huge loss to the applicant and recovery of Rs 68,131/-.</p> <p style="text-align: center;">Learned counsel for the respondents stated that applicant's next increment has been fixed as per SAI 1/S/2008 and there is no error in fixing of his pay.</p> <p style="text-align: center;">Learned counsel for the applicant has placed reliance on Armed Forces Tribunal, Principal Bench, New Delhi order dated 15.10.2014 passed in O.A. No. 94 of 2013, <i>Ex Hav Manoj Kumar Vs Union of India & Ors</i> and this Tribunal's order dated 04.02.2021 passed in O.A. No. 48 of 2021, <i>Sub Kuldeep vs Union of India & Ors</i>, and prayed for benefits to be granted to the applicant.</p> <p style="text-align: center;">We have perused the records and SAI 1/S/2008, according to para 9, the applicant is eligible for grant of next increment with effect from 01.07.2006 instead of 01.07.2007.</p> <p style="text-align: center;">Thus, in light of the aforesaid judgments, the present O.A. is allowed.</p> <p style="text-align: center;">In view of the above, the applicant's pay scale be re-fixed as on 01.01.2006 as per 6th CPC recommendations and he is allowed to avail of consequential benefits that accrue. Due arrears to be paid within the next four months, failing which it shall carry interest @ 8% p.a..</p> <p style="text-align: center;">No order as to costs.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 600 of 2022

Ex Gnr Rahul Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri V.P.Pandey and Shri Rajesh Kumar Pundir, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p>As prayed by learned counsel for the respondents, two weeks further time is allowed to file counter affidavit.</p> <p>List on 16.12.2022.</p> <p>(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET

ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 684 of 2022

Wg. Cdr D.R. Beniwal
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align:center">On the case being taken up for hearing Shri Shiv Kant Pandey, Shri Amit Pandey and Ms. Nisha Pandey, Ld. Counsel for the applicant and Dr. Shailendra Sharma Atal, Ld. Counsel for the respondents are present.</p> <p style="text-align:center">As prayed, three weeks further time is granted to file counter affidavit as a last chance.</p> <p style="text-align:center">List on 16.01.2023.</p> <p style="text-align:center">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 847 of 2022

Ris Sheo Pratap Singh
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p style="text-align: center;">Heard Shri Parijaat Belaura, Ld. Counsel for the applicant and Shri Sunil Sharma, Ld. Counsel for the respondent No 1 to 3.</p> <p style="text-align: center;">This application has been filed against recovery which is being made from pension of the applicant by the bank. No notice has been issued to pension disbursing authority.</p> <p style="text-align: center;">Issue notice to pension disbursing authority i.e. respondent No 5 and 6 returnable within four weeks.</p> <p style="text-align: center;">Steps to be taken within a week.</p> <p style="text-align: center;">On request of learned counsel for the respondent No 1 to 3 three weeks further time is allowed to file counter affidavit.</p> <p style="text-align: center;">List on 20.01.2023.</p> <p style="text-align: center;">In the meantime respondent No 5 and 6 are restrained from making any further recovery from applicant's pension.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 887 of 2022 with M.A. No. 1097 of 2022

Ex Rfn Janak Bahadur Chand
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>1. The instant Original Application has been filed under Section 14 of the Armed Forces Tribunal Act, 2007 for the following reliefs:-</p> <p style="padding-left: 40px;"><i>(i) Quash the Summary Evidence proceedings by which the applicant was dismissed from service.</i></p> <p style="padding-left: 40px;"><i>(ii) Direct the respondents to re-instate the applicant in service with all consequential benefits.</i></p> <p style="text-align: center;">OR</p> <p style="padding-left: 40px;"><i>(iii) Direct the respondents to notionally re-instate the applicant in service and discharge him notionally from the date he completes pensionable service and pay arrears of pay and pension accordingly.</i></p> <p style="text-align: center;">OR</p> <p style="padding-left: 40px;"><i>(iv) Direct the respondents to treat the applicant boarded out from service on medical grounds attributable to service with all consequential benefits.</i></p> <p style="padding-left: 40px;"><i>(v) Direct the respondents to pay the due arrears of disability element of pension with interest @ 12% p.a. from the date of retirement with all the consequential benefits.</i></p> <p style="padding-left: 40px;"><i>(vi) Any other relief which the Hon'ble Tribunal may deem fit and proper in the facts and circumstances of the case along with cost of the application in favour of the applicant and against the respondents.</i></p> <p>2. Brief facts of the case are that the applicant was enrolled in the</p>

Assam Rifles on 28.03.1998. In the year 2000, he was granted 18 days leave for the period 05.06.2000 to 22.06.2000. After expiry of leave when he did not report to unit he was declared a deserter. He reported the unit on 18.07.2004 but as per applicant he was not allowed to enter the gate. After prolonged desertion Summary of Evidence was recorded on 26.12.2004 in which applicant took active part and thereafter, he was dismissed from service w.e.f. 28.01.2005. As per office report applicant has filed this O.A. after 15 years, 03 months and 04 days for quashing Summary of Evidence proceedings, by which he was dismissed from service, and re-instate him into service.

3. Submission of learned counsel for the applicant is that while proceeding on leave in the year 2000, at Katiyar Railway Station applicant purchased some eatables and after consuming he lost his senses. It was further submitted that due to becoming unconscious, his belongings including Identity Card were stolen by miscreants. He, however, reached at home on 07.06.2000 and underwent treatment at Govt Hospital, Khatima. His father sent telegrams to 31 Assam Rifles for extension of 01 month's leave which was granted. It was further submitted that in the year 2004 when his condition was improved he tried to report the unit on 18.07.2004 but was not allowed to enter the gate. It was also submitted that in regard to joining the unit the applicant met with Sub RC Negi but his efforts remained unfruitful.

4. Learned counsel for the applicant further submitted that applicant submitted representation to Director General Assam Rifles for grant of ex-serviceman benefits but in response to that he was informed vide letter dated 28.12.2012 that outcome of the case will be intimated at a later date. His further submission is that although the applicant was undergoing treatment for his ailment in civil hospital, the respondents should have treated him to be undergoing treatment in service hospital but the respondents have dismissed

him from service arbitrarily which resulted in his starvation of whole family. He pleaded for quashing Summary of Evidence proceedings and re-instate the applicant into service.

5. On the other hand, during the course of hearing, the respondents have submitted that delay has not been satisfactorily explained. He pleaded for dismissal of delay condonation application.

6. Heard Shri Vinay Pandey, Ld. Counsel for the applicant and Shri (Dr.) Shailendra Sharma Atal, Ld. Counsel for the respondents.

7. As per office report dated 10.10.2022 this O.A. has been filed with delay of 15 years, 03 months and 04 days for quashing of Summary of Evidence proceedings and re-instate the applicant in service.

8. From the record we find that the applicant was enrolled in Assam Rifles on 28.03.1998. He was granted 18 days leave for the period 05.06.2000 to 22.06.2000. After expiry of leave the applicant failed to rejoin the unit and accordingly, after three years of his absence Summary of Evidence was recorded on 26.12.2004 in which applicant (accused) took active part and made following statement:-

"Statement of the Accused

No 358743M Rfn/ORL JB Chand was duly cautioned in terms of Army Rule 23 (3) in presence of independent witness JC- 3100316 Nb/Sub SP Limbu.

I was granted leave from 05 Jun 2000 to 22 Jun 2000. On 06 Jun 2000 I boarded Assam Avadh express train from Guwahati Jn to my village Anandpur in Uttaranchal. At Katiyar railway stn, I had some eatable and after that I lost my senses. When I got my senses, I was at home brought by some unknown person. I had lost all my luggage less my Identity Card. I don't remember of the journey after Katiyar railway station. I reached home on 07 Jun 2000. My health was deteriorating and I kept falling unconscious regularly. After this I was taken to Govt Health Centre at Khatima on 08 Jun 2000 and admitted there. On 16 Jun 2000, I was discharged and kept under medication. On 21 Jun 2000 my father called up the Bn HQ 31 Assam Rifles and requested for one month extension of lve due to my ill health. The same was granted by the Bn. On 30 Jun 2000, 10 Jul 2000, 19 Jul 2000 and 20 Jul 2000 my father sent telegram for further extension of lve, but no message or response was recd from the Bn. On 04 Jul 2000, I was taken to

Keshlata Hospital at Bareilly, where I was seen by a specialist. He gave me medicines and I came back on 06 Jul 2000. Since then I was at home only and taking medicines. On 04 Sep 2000, 31 Assam Rifles letter No V/14011/14/Rec/021 dt 26 Aug 2000 (Apprehension Roll) was recd by me in my house. My father thought that it was for extension of leave and hence no action was taken. My health improved in July 2004 and on 18 July 2004, I reported to the Bn at Lokhra. I was not allowed to enter the gate. However, I met HQ Coy 2IC Sub RC Negi but he also sent me back. I stayed at the Bn for 02 days and then went to Shillong where (sic).

The above statement has been read over to the indl in the language he understands, that is Hindi and signs it as correct.

Station : Field

Sd/- x x x x x

Dated : 26 Dec 2004

(No 358743M Rfn/ORL JB Chand)"

9. Applicant's contention that he was not allowed to enter gate of the unit is wrong on the ground that he reported the unit in July, 2004 and took active part while recording Summary of Evidence dated 26.12.2004 in which he made statement as per Para 8 above. The fact is that after overstaying leave/desertion when he reported the unit he was tried by Summary Court Martial and dismissed from service.

10. The applicant has been slumbering over his rights for a long period and has filed this O.A. after an inordinate delay of 15 years, 03 months and 04 days. During the course of hearing, learned counsel for the applicant failed to explain and satisfy us the long delay caused in filing the O.A. In regard to this, the Hon'ble Apex Court in the case of **Government of West Bengal vs Tarun K Roy**, (2004) 1 SCC 347 has opined that the persons who approach the court at a belated stage can be denied the relief on account of delay and laches. For convenience sake, Para 5 of the judgment is reproduced as under:-

"5. So far as the principal issue is concerned, that has been settled by this court. Therefore, there is no quarrel over the legal proposition. But the only question is grant of relief to such other persons who were not vigilant and did not wake up to challenge their retirement and accepted the same but filed writ petitions after the judgment of this court in Harwindra Kumar v. Chief Engineer, Karmik, (2005) 13 SCC 300. Whether they are entitled to same relief or not?"

Therefore, a serious question that arises for consideration is whether the employees who did not wake up to challenge their retirement and accepted the same, collected their post-retirement benefits, can such persons be given the relief in the light of the subsequent decision delivered by this court?"

11. Delay and laches on the part of a government servant may deprive him of the benefit which could have been granted had he come forward earlier. It is well known that law leans in favour of those who are alert and vigilant. Even equality has to be claimed at the right juncture and not on expiry of reasonable time. Even if there is no period prescribed for filing the writ petition under Article 226 of the Constitution of India, yet it should be filed within a reasonable time. Thus, in our opinion anyone who sleeps over his rights is bound to suffer.

12. In view of the authoritative enunciation of law by the Hon'ble Supreme Court, the present O.A. filed by the applicant nearly after 15 years of his dismissal, to claim certain reliefs, certainly deserves to be dismissed more so when due process was followed for his dismissal from service as he took active part while recording Summary of Evidence in which his statement was recorded and he signed it as correct.

13. With the aforesaid observation application for condonation of delay i.e. M.A. No. 1097 of 2022 is **dismissed**. Consequently, O.A. No. 887 of 2022 is also **dismissed** being barred by time.

14. No order as to costs.

15. Pending miscellaneous application(s), if any, shall stand disposed off.

(Vice Admiral Abhay Raghunath Karve)
Member (A)

(Justice Umesh Chandra Srivastava)
Member (J)

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A.(A) No. 597 of 2022 with M.A. No. 704 of 2022

Sep Dushyant Singh Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Vinay Pandey, Ld. Counsel for the applicant and Shri Amit Jaiswal, Ld. Counsel for the respondents are present.</p> <p>Maj Tarun, Departmental Representative for the respondents submits that parawise comments in this case have been forwarded to learned counsel for the respondents to file counter affidavit.</p> <p>Let counter affidavit be filed within three weeks.</p> <p>List on 20.01.2023.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

Dy.No. 2662 of 2022

Hav Satish Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>Heard Shri Puru Mudgal, Advocate holding brief for Wg. Cdr. Ajit Kakkar (Retd), Ld. Counsel for the applicant and Shri J.N. Mishra, Ld. Counsel for the respondents.</p> <p>In regard to defects raised by the registry learned counsel for the applicant submits that applicant has filed this application against denial of promotion to the higher rank. Applicant has been denied promotion by Army Medical Corps Record Office vide letter dated 22.04.2022. The office of Record Office Army Medical Corps is situated in Lucknow and it is within the jurisdiction of this Tribunal and application can be heard by this Bench.</p> <p>Copy of letter dated 22.04.2022 has been filed at page 16 of the O.A. A perusal of the letter shows that applicant has been denied promotion vide letter dated 22.04.2022 issued by Army Medical Corps Record Office which is situated at Lucknow.</p> <p>Rule 6 of the AFT, Procedure Rules-2008 speaks filing of application and as per sub rule 6(ii) an application may be filed by the applicant with the registry of the Bench within whose jurisdiction the cause of action, wholly or in part, has arisen. Since the cause of action in this case has arisen at Lucknow, the place where Army Medical Corps Record Office is situated, therefore in view of sub rule (ii) of Rule 6 of the AFT Procedure Rules-2008, this Tribunal has jurisdiction to hear the application.</p>

Accordingly, objection raised by the registry is not tenable and application is held maintainable.

Case needs adjudication.

Admit.

Learned counsel for the respondents has accepted notice on behalf of the respondents. He shall file counter affidavit within four weeks.

Thereafter, learned counsel for the applicant shall have two weeks time to file rejoinder affidavit, if any.

List before the Registrar Court on **05.01.2023** and before the Bench on **07.03.2023**.

(Vice Admiral Abhay Raghunath Karve)
Member (A)

(Justice Umesh Chandra Srivastava)
Member (J)

rathore

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

DY. No. 2955 of 2022 with M.A. No. 1172 of 2022

Nb Sub Birender Singh Rawat
(Through Pairokar Vinata Devi, Wife)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Puru Mudgal, Advocate holding brief for Wg. Cdr Ajit Kakkar (Retd), Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.</p> <p>Registry has observed following defects in application:-</p> <p>(i) Application fee has not been paid.</p> <p>(ii) Advocate welfare ticket has not been pasted on Vakalatnama.</p> <p>(iii) The Vakalatnama has not been signed by the appellant in terms of Rule 65 (2) of the AFT (Practice) Rules, 2009.</p> <p>A perusal of record shows that welfare ticket has been pasted on the Vakalatnama.</p> <p>An affidavit has been filed stating therein that current custodian of the accused has refused to attest the Vakalatnama. Thus, so far as the defects 2 and 3 are concerned they have been removed.</p> <p>Defect at Serial No 1 be removed by tomorrow else application will be dismissed for non prosecution.</p> <p>List on 18.11.2022.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

**Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)**

DY. No. 2959 of 2022

Ex NK Lal Chand Applicant
By Legal Practitioner for the Applicant

Versus

Union of India & Others Respondents
By Legal Practitioner for Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Mrs Prerna Singh, Ld. Counsel for the respondents are present.</p> <p>List on 09.12.2022.</p> <p>(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

DY. No. 2962 of 2022

Ex NK Ranjeet Kumar
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Virat Anand Singh, Ld. Counsel for the applicant and Mrs Kavita Mishra Belaura, Ld. Counsel for the respondents are present.</p> <p>Defects have not been removed as yet.</p> <p>It must be removed failing which the application shall be dismissed for want of non-prosecution.</p> <p>List on 09.12.2022.</p> <p>(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

DY. No. 3030 of 2022 with M.A. No. 1173 of 2022

Ex Cfn Deepak Chandra Pandey
(Through Parokar Smt Renu Pandey)
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Puru Mudgal, Advocate holding brief for Wg. Cdr. Ajit Kakkar (Retd), Ld. Counsel for the applicant and Ms. Appoli Srivastava, Ld. Counsel for the respondents are present.</p> <p>Defects have not been removed as yet.</p> <p>It must be removed failing which the application shall be dismissed for want of non-prosecution.</p> <p>List on 09.12.2022.</p> <p>(Vice Admiral Abhay Raghunath Karve) Member (A)</p> <p>(Justice Umesh Chandra Srivastava) Member (J)</p> <p>rathore</p>

Form No. 4
{See rule 11(1)}
ORDER SHEET
ARMED FORCES TRIBUNAL, REGIONAL BENCH, LUCKNOW
Court No.1 (E-Court)

O.A. No. 391 of 2020

Ex Rect Jitendra Yadav
By Legal Practitioner for the Applicant

Applicant

Versus

Union of India & Others
By Legal Practitioner for Respondents

Respondents

Notes of the Registry	Orders of the Tribunal
	<p><u>17.11.2022</u> <u>Hon'ble Mr. Justice Umesh Chandra Srivastava, Member (J)</u> <u>Hon'ble Vice Admiral Abhay Raghunath Karve, Member (A)</u></p> <p>On the case being taken up for hearing Shri Raj Kumar Mihsra, Ld. Counsel for the applicant and Shri RC Shukla, Ld. Counsel for the respondents are present.</p> <p>It being a discharge matter needs physical hearing.</p> <p>List on 18.01.2023 for physical hearing.</p> <p style="text-align: center;">(Vice Admiral Abhay Raghunath Karve) (Justice Umesh Chandra Srivastava) Member (A) Member (J)</p> <p>rathore</p>

